

### **REMARKS**

Following a telephone interview between the Examiner and the undersigned on February 11, 2008, a Petition to Accept an Unintentionally Delayed Priority Claim was filed on March 25, 2008 to seek acceptance of a benefit claim under 35 U.S.C. § 120 to U.S. Application No. 10/687,706 filed October 20, 2003. In the specification as filed, reference is made to a prior Application No. "10/XXX,XXX, filed 20 October 2003." The reference was inadvertently left uncorrected during the required time frame of 37 C.F.R. § 1.78(a)(2). Accordingly, Applicants filed a Petition on March 25, 2008 to seek acceptance of the unintentionally delayed priority claim. A Renewed Petition was filed on August 13, 2008 to correct a formality in the first Petition. The Petitions Office denied the Renewed Petition in a Decision dated February 24, 2009, citing other errors in the priority information contained in the specification.

Applicants submit herewith an Amendment under 37 C.F.R. § 1.312 to amend the first paragraph of the specification following the title to include a proper reference under 37 C.F.R. § 1.78(a)(2). In addition to the typographical error noted by the Examiner, the Amendment also corrects the other errors noted by the Petitions Office in the Decision on the Renewed Petition filed August 13, 2008.

Submitted with this Amendment is a Supplemental Application Data Sheet, which also contains the proper reference required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the prior application, U.S. Application No. 10/687,706 filed October 20, 2003, for which the benefit of priority is requested. Applicants also file concurrently herewith a Second Renewed Petition to Accept an Unintentionally Delayed Priority Claim under 37 C.F.R. § 1.78(a).

No issues of new matter should arise and entry thereof is respectfully requested.

No fees are believed due, however the Commission is also authorized to charge any other necessary fees, or credit any overpayments, to our Deposit Account No. 08-0219, under Order No. 0102258.00170US3 from which the undersigned is authorized to draw.

Respectfully submitted,

Dated: March 13, 2009

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